

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.* FRANK C. FOY  
AND SUZANNE B. FOY,

*Qui tam* Plaintiffs,

vs.

No. CIV-09-178

VANDERBILT CAPITAL ADVISORS, LLC;  
VANDERBILT FINANCIAL, LLC;  
VANDERBILT FINANCIAL TRUST;  
OSBERT M. HOOD; RON D. KESSINGER;  
ROBERT P. NAULT; JAMES. R. STERN;  
PATRICK A. LIVNEY; STEPHEN C. BERNHARDT;  
KURT W. FLORIAN, JR.; ANTHONY J. KOENIG, JR.;  
MARK E. BRADLEY; PIONEER INVESTMENT  
MANAGEMENT U.S.A., INC.; PIONEER GLOBAL ASSET MANAGEMENT S.P.A.;  
UNICREDITO ITALIANO, S.P.A.;  
KATTEN MUCHIN ROSENMAN LLP; RICHARDS, LAYTON & FINGER, P.A.;  
CLIFFORD CHANCE US, LLP; ERNST & YOUNG LLP;  
PRICE WATERHOUSE COOPERS; BRUCE MALOTT;  
MEYNERS + CO; GARY BLAND; CITIGROUP;  
CITIGROUP GLOBAL MARKETS INC.;  
BEAR, STEARNS & CO. INC.; UBS INVESTMENT BANK;  
UBS SECURITIES LLC; CALYON CREDIT AGRICOLE CIB;  
CREDIT AGRICOLE SA; JEFFERIES CAPITAL MANAGEMENT, INC.;  
FORTIS SECURITIES LLC; FORTIS NV; ACA MANAGEMENT, L.L.C.;  
JP MORGAN CHASE BANK, N.A.; ABN AMRO, INC.;  
STONE CASTLE SECURITIES, L.L.C.; AND JOHN DOE #1; JOHN DOE #2 (DAVID  
CONTARINO); AND JOHN DOE #3 THROUGH #50,

Defendants.

**RULE 7.1 DISCLOSURE BY DEFENDANT UBS SECURITIES, LLC**

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure, Defendant UBS Securities, LLC makes the following disclosure: UBS Securities, LLC is an indirect wholly owned subsidiary of UBS AG. UBS AG is publicly held and trades on the New York Stock Exchange, the Swiss Stock Exchange, and the Tokyo Stock Exchange.

Respectfully submitted,

BRENNAN & SULLIVAN, P.A.

By: /s/ Michael W. Brennan  
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Attorneys for Defendants UBS Securities, LLC

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 20<sup>th</sup> day of February, 2009, I filed the foregoing electronically through the CM/ECF system, and caused the following parties or counsel to be served by electronic means, as follows:

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By: */s/ Michael W. Brennan*  
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